

NOTICE

BY ORDER OF
MARYLAND DEPARTMENT of the ENVIRONMENT



DO NOT FILL

Facility # _____

FOR INFORMATION
CALL
410-537-3442



Delivery Prohibition Issued



Your facility has been issued a delivery prohibition for non-compliance with Code of Maryland Regulations 26.10.02-11 Oil Pollution and Tank Management. The removal of locks, tags stickers or labels affixed by a Department representative is a violation of Code of Maryland Regulation 26.10.02.01D:

§ 4-417 Environment Article, Annotated Code of Maryland

(c) False statements in required documents; tampering with monitoring devices. Any person who knowingly makes any false statement, representation, or certification in any application, record, report, plan, or other document filed or required to be maintained under this title, or by any permit, rule, regulation or order issued under this title, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this title or by any permit, rule, regulation, or order issued under this title, upon conviction, is subject to a fine not exceeding \$10,000, or by imprisonment not exceeding six months or both.

Why was a prohibition issued? The prohibition was issued for the underground storage tank(s) listed in the Departments letter or field report and determined by the Department to be in significant violation of; UST registration, spill prevention, overfill protection, release detection, corrosion protection and/or financial responsibility.

Can I continue to operate the tank? Yes. The Department will allow an owner/operator to continue to dispense and sell product from the tank until the tank is empty, unless you have been directed to immediately empty the tank.

Can I receive additional product delivery? No. Additional product **cannot** be added to the tank until the owner/operator demonstrates compliance with required actions and the requested data is submitted to the Department.

Why was my oil distributor notified? The Department will notify your oil distributor of the violation(s) and delivery prohibition. The delivery of fuel to the tank in violation of the prohibition may contribute to the ongoing violation(s) and suspected oil pollution issues. The delivery company is subject to enforcement action if they deliver to a UST issued a delivery ban.

What can I do to lift the delivery ban? Perform the required actions to correct the deficiency and violation. Submit all information (ie. work orders, receipts, work plans, testing data, etc.) to the Department confirming corrective action has been completed and the UST is now in full compliance with COMAR. Documents submitted to the Department must have the UST Registration Facility I.D. and case number written in the top right corner.

Who can remove the Department lock, tag or label? Only a Department representative can remove or authorize the removal of the lock device, tag or label. For repairs, upgrades, corrective actions and testing the Department may approve the removal of lock device by a Maryland certified UST technician, precision tester or owner. No product can be added to the tank unless the Department grants approval for testing purposes only.

When will the delivery ban be lifted? The delivery ban will be lifted as soon as the owner/operator provides the requested data to demonstrate compliance. Upon confirmation of compliance the Department will notify the owner/operator and oil distributor in writing the ban has been lifted.

Who do I contact with questions regarding compliance? The Oil Control Program inspector investigating your facility is most familiar with your facility and UST violations. You should discuss violations, corrective actions and compliance with the regional inspector. You may also contact the Oil Control Program Compliance Division at 410-537-3442. You will need the facility ID number, name and address when calling.

Mail Information To:	410-537-3442
MDE Oil Control Program	1-800-633-6101
Compliance Division	fax 410-537-3092
Attn: Inspector _____	www.mde.state.md.us
Suite 620	
1800 Washington Blvd.	
Baltimore, MD 21230-1719	

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